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10/649,303	08/27/2003	Siew-Hong Yang-Huffman	200310177-1	5395

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EXAMINER

SHINGLES, KRISTIE D

ART UNIT	PAPER NUMBER
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2141

NOTIFICATION DATE	DELIVERY MODE
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09/23/2008

ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

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Advisory Action
After the Filing of an Appeal Brief

Application No.

10/649,303

Applicant(s)

YANG-HUFFMAN ET AL.

Examiner

KRISTIE D. SHINGLES

Art Unit

2141

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

The reply filed 29 February 2008 is acknowledged.

1. ☐ The reply filed on or after the date of filing of an appeal brief, but prior to a final decision by the Board of Patent Appeals and Interferences, will not be entered because:

a. ☐ The amendment is not limited to canceling claims (where the cancellation does not affect the scope of any other pending claims) or rewriting dependent claims into independent form (no limitation of a dependent claim can be excluded in rewriting that claim). See 37 CFR 41.33(b) and (c).

b. ☐ The affidavit or other evidence is not timely filed before the filing of an appeal brief.
See 37 CFR 41.33(d)(2).

2. ☐ The reply is not entered because it was not filed within the two month time period set forth in 37 CFR 41.39(b), 41.50(a)(2), or 41.50(b) (whichever is appropriate). Extensions of time under 37 CFR 1.136(a) are not available.

Note: This paragraph is for a reply filed in response to one of the following: (a) an examiner's answer that includes a new ground of rejection (37 CFR 41.39(a)(2)); (b) a supplemental examiner's answer written in response to a remand by the Board of Patent Appeals and Interferences for further consideration of rejection (37 CFR 41.50(a)(2)); or (c) a Board of Patent Appeals and Interferences decision that includes a new ground of rejection (37 CFR 41.50(b)).

3. ☒ The reply is entered. An explanation of the status of the claims after entry is below or attached.

4. ☒ Other: The amendments to claim 24 sufficiently overcomes the 35 USC 101 tangible result rejection and the 35 USC 112, second paragraph rejection; the 101 and 112 rejections have been withdrawn. Therefore the amendments to claims 24-28 and 30 have been entered. The art rejection of the claims are maintained since the amendments do not change the scope of the claimed invention and will be addressed in the Examiner's Answer.

/John Follansbee/
Supervisory Patent Examiner, Art Unit 2151